1	DOUGLAS C. KANE, S.B. NO. 198934 LAW OFFICE OF DOUGLAS KANE		
2	121 Jewell Street Santa Cruz, CA 95060		
3	(831) 459-8000		
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5	Attorney for Plaintiff KEVIN HALPERN		
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8	UNITED STATES DISTRICT COURT		
9	FOR THE NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION		
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11	KEVIN HALPERN,	CASE NO. C 02-05557 JW	
12	Plaintiff,	SUPPLEMENTAL DECLARATION OF PLAINTIFF KEVIN HALPERN IN	
13	v.	OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY	
14	CITY OF SANTA CRUZ, ABRAHAM RODRIGUEZ, DAVID PERRY, and	JUDGMENT OR IN THE ALTERNATIVE, FOR SUMMARY	
15	DOES 1 through 20, inclusive,	ADJUDICATION SOMMAN	
16	Defendants.	Date: March 22, 2004 Time: 8:30 a.m.	
17		Dept.: 8	
18			
19			
20	I, KEVIN HALPERN, declare and state as follows:		
21	I am the plaintiff in the above described action. The facts set forth herein		
22	are stated on my own personal knowledge and if called as a witness, I could and would		
23	competently testify to the facts contained herein under oath.		
24	2. From the time that I first was contacted by Officers Rodriguez and Perry		
25	early in the morning of January 8, 2002, until the time that I was released by them, I		
26	was wearing the hooded sweatshirt that can be seen in the picture attached to the		
27	declaration of my attorney, Douglas C. Kane, as Exhibit D.		
28			

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1	3. After Officer Rodriguez handcuffed me he put my backpack in the trunk of	
2	his patrol car. He did not return the backpack to me until after he released me and had	
3	already taken the pictures of me.	
4	I declare under penalty of perjury under the laws of the United States that the	
5	foregoing is true and correct and that this declaration was executed on this 12th day of	
6	March, 2004, at Santa Cruz, California.	
7	/s/	
8	KEVIN HALPERN	
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